

USSN: 09/747,537

Atty. Docket No.: 10212/2

Response dated January 20, 2004

Reply to Advisory Action of November 21, 2003

REMARKS

Applicants appreciate the courtesies extended by Examiner Kruer to their attorney, Dean Simmons, and co-inventor, Robert Migliorini, in the telephonic interview conducted on January 9, 2004. In that interview, the rejections relying upon the primary references to Schloegl and Peiffer in view of the secondary references to Blemberg and Keller were discussed. Applicants' position that there is no motivation to modify the films of the primary references in accordance with the teachings of the secondary references because it is unnecessary to modify the primary reference films was discussed during the interview. Submission of a Declaration to point out that the deficiencies solved by the secondary references are not present in the primary references was discussed.

In a January 20, 2004 telephone call, Applicants' attorney, Dean Simmons, indicated to Examiner Kruer that Applicants intended to file a Declaration, as discussed in the January 9, interview. Examiner Kruer indicated that the Declaration would be considered although no indication regarding allowability was provided by Examiner Kruer.

Filed with this Response, is a Section 132 Declaration providing information as outlined above. Reconsideration of the pending rejections is earnestly solicited in view of this Response and the accompanying Declaration.

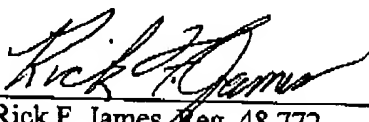
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Conclusion

Consistent with the foregoing, claims 1-7, 9, 10, 12-30, 33, 35, 37, and 38 are believed to be in condition for allowance. Reconsideration of these claims with an early Notice of Allowance is respectfully submitted.

It is believed that this submission resolves all issues in the outstanding Advisory Action. However, should any issues remain unresolved, the Examiner is encouraged to telephone the undersigned at the number listed below so that all matters may be expeditiously resolved.

Respectfully submitted,


Rick F. James, Reg. 48,772

Date: January 20, 2004

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